

IN THE AFRICAN COURT ON HUMAN AND PEOPLE'S RIGHTS AT ARUSHA

APPLICATION NO. 024 OF 2017

C/F COURT OF APPEAL OF TANZANIA AT TABORA
CRIMINAL APPEAL NO. 322 OF 2007

IN THE HIGH COURT OF TANZANIA AT TABORA
CRIMINAL APPEAL NO. 134 OF 2001

IN THE DISTRICT COURT OF NZEGA AT NZEGA
ORIGINAL CRIMINAL CASE NO. 69 OF 2004

BETWEEN

HAMISI S/O MASHISHANGAAPPLICANT

AND

THE REPUBLIC OF TANZANIA

ATTORNEY GENERAL 'S CHAMBERS..... RESPONDENT

EXECUTIVE SUMMARY OF THE APPLICATION.

{ Made under rule 19 of the court's rules from provision No 18 and 19 of the Court's
practice direction. }

The above named applicant beg to this Honourable Court of Justice Human and people's rights to allow the applicant to lodge memorandum of complaints of violation of human rights and justice for the following reason inter-alia;-

1. That, the Doctrine of recent possession was invoked illegal on the applicant, because it was not caught in the place where the people's lives the Doctrine of recent possession did not applies.
2. That, the judgment of the Court of Tanzania at Tabora which was pronounced on 1st.day of June 2010 was procured by errors against the applicant whereby the court did not observe the proceeding from the District Court of Nzega and High Court of Tanzania at Tabora. The proceedings had a full contradiction and inconsistency the same shows criminal case No.89 of 2004 while other place show criminal case No.69 of 2004.
3. That, the applicant he was no legal representative his right to be heard were deprived leading to prejudice this position has violated the fundamental rights of the charter of the court contrary to the article 7 (1) © the same as article 1 and

107 A (2) (b) of constitution of the United Republic of Tanzania 1977 (The mother law).

4. That, the applicants humbly prays that this Honourable Court to re-store Justice where it was over looked and quash both conviction and sentence of thirty (30) years in jail meted on me and set aside from the Prison Custody.
5. That, the applicant intended to be supported by submission of complaints of violation of human rights and justice accompanies with a copy of judgment of the District Court and High Court together with copy of the court of appeal Tanzania at Tabora.

This executive summary has been prepared by the applicant **HAMISI S/O MASHISHANGA** at Uyui central Prison Tabora.

This 11 day of 07 2017



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THE APPLICANT:- HAMISI S/O MASHISHANGA

CERTIFICATION.

I, hereby certify that this executive summary of complaints has been prepared by applicant (prisoner) himself and there is no alteration thereto.

Certified this 11 day of 07 2017

.....
THE OFFICER INCHARGE
UYUI CENTRAL PRISON
TABORA



LODGED IN THE REGISTRY OFFICE OF THE AFFRICAN COURT OF HUMAN AND PEOPLES RIGHTS ARUSHA P O BOX 6274 ARUSHA-----TANZANIA

.....
REGISTRAR OF THE COURT (AFCHPR)

DRAWN AND FILED BY;-

THE APPLICANT:- IDD S/O AMANI

C/O OFFICER INCHARGE

UYUI CENTRAL

TABORA.

COPY TO SERVED UP ON.

THE UNITED REPUBLIC OF TANZANIA

ATTORNEY GENERAL'S CHAMBERS

P O BOX 11492

DAR ES SALAAM—TANZANIA.